

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

SCOTT ENVIRONMENTAL SERVICES,
INC.,

Plaintiff,

v.

A TO Z MUD CO., INC.,

Defendant.

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Case No. 2:13-CV-701-JRG-RSP


ORDER

Before the Court is Defendant A to Z Mud Co., Inc.'s "Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) and Alternative Motion for a More Definite Statement Pursuant to Fed. R. Civ. P. 12(e)" (Dkt. No. 13, filed November 12, 2013.) The Magistrate Judge filed a report recommending that the motions be denied. (Report and Recommendation, Dkt. No. 31, filed January 16, 2014).

No objections to the Magistrate Judge's Report and Recommendation were filed. The Court finds that the Report and Recommendation should be, and is hereby, ADOPTED. Accordingly, A to Z's Motion to Dismiss Pursuant to Fed. R. Civ. P. 12(b)(6) and Alternative Motion for a More Definite Statement Pursuant to Fed. R. Civ. P. 12(e) is **DENIED**.

So Ordered and Signed on this

Feb 4, 2014



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE